



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

St. Croix Energy LLLP
c/o Gregg M. Galardi
Ropes & Gray LLP
1211 Avenue of the Americas
New York, NY 10036-8704
Gregg.Galardi@ropesgray.com

Re: Proposal regarding Limetree Bay Refinery

Dear Mr. Galardi:

The U.S. Environmental Protection Agency (EPA) is in receipt of the November 10, 2021 revised proposal of St. Croix Energy LLP (SCE) for the “restart” of certain operations at the Limetree Bay Refinery. Your letter asks for EPA’s reaction to the proposal.

In my letter dated September 24, 2021 (enclosed), I identified for potential bidders a non-exhaustive list of environmental issues regarding the refinery, with the goal of minimizing the risk of misunderstandings and providing a common base of information. In addition, after EPA received your original proposal dated October 21, 2021, the U.S. Department of Justice (DOJ), on behalf of EPA, conveyed certain concerns about the proposal to SCE’s legal counsel. Your November 10th proposal does not appear to be materially different from your October 21st proposal insofar as those issues are concerned. In summary, it is not clear to us that SCE’s revised proposal fully takes account of the matters identified in EPA’s September 24, 2021 letter.

If SCE goes forward with the purchase, SCE will need to engage with EPA Region 2 regarding environmental compliance and permitting issues prior to the start-up of any operations at the refinery, and engage with EPA and DOJ with regard to the Clean Air Act consent decree relating to the facility. Points of contact that SCE may use for such discussions are: Liliana Villatora of EPA’s Office of Regional Counsel (villatora.epa@epa.gov; 212-637-3218) and Myles Flint of DOJ (myles.flint@usdoj.gov; 202-307-1859).

Sincerely,

Dore LaPosta, Director
Enforcement and Compliance Assurance Division